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To: Examiner Dung T. Nguyen

From: Paul J. Esatto, Jr.

Fax: 703-872-9319

Pages: 7 (including fax cover sheet)

Phone:

Date: 10/24/2002

Re: See Below

CC:

REQUIREMENT FOR RESTRICTION

• Comments:

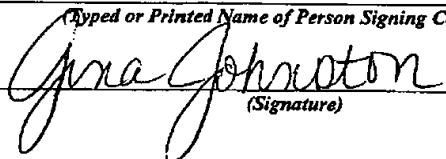
1. General Transmittal (in duplicate)
2. Supplemental Response to Requirement for Restriction
3. Authorization to Charge Deposit Account
4. Certificate of Transmission by Facsimile dated October 24, 2002

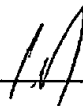
Applicant: Michiaki Sakamoto
Serial No: 09/852,077
Filed: May 9, 2001
For: LIQUID CRYSTAL DISPLAY DEVICE
Docket: 12873A
Dated: October 24, 2002

PJE:DJT:gmj

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)		Docket No. 12873A
Applicant(s): Michiaki Sakamoto		
Serial No. 09/852,077	Filing Date May 9, 2001	Examiner Dung T. Nguyen
		Group Art Unit 2871
Invention: LIQUID CRYSTAL DISPLAY DEVICE		
<p>I hereby certify that this <u>SUPPLEMENT RESPONSE TO REQUIREMENT FOR RESTRICTION</u> <small>(Identify type of correspondence)</small></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(703) 746-7730</u>)</p> <p>on <u>October 24, 2002</u> <small>(Date)</small></p> <div style="text-align: right; margin-top: 100px;"> <u>Gina Johnston</u> <small>(Typed or Printed Name of Person Signing Certificate)</small>  <small>(Signature)</small> </div>		
<p>Note: Each paper must have its own certificate of mailing.</p>		

TRANSMITTAL LETTER (General - Patent Pending)			Docket No. 12873A			
In Re Application Of: Michiaki Sakamoto						
Serial No. 09/852,077	Filing Date May 9, 2001	Examiner Dung T. Nguyen	Group Art Unit 2871			
Title: LIQUID CRYSTAL DISPLAY DEVICE						
<u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>						
Transmitted herewith is: SUPPLEMENTAL RESPOSNE TO REQUIREMENT FOR RESTRICTION						
in the above identified application.						
<input checked="" type="checkbox"/> No additional fee is required.						
<input type="checkbox"/> A check in the amount of _____ is attached.						
<input checked="" type="checkbox"/> The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 19-1013/SSMP as described below. A duplicate copy of this sheet is enclosed.						
<input type="checkbox"/> Charge the amount of _____						
<input checked="" type="checkbox"/> Credit any overpayment.						
<input checked="" type="checkbox"/> Charge any additional fee required.						
 _____ <i>Signature</i> Paul J. Esatto, Jr. Registration No.: 30,749 Scully, Scott, Murphy & Presser 400 Garden City Plaza Garden City, New York 11530 (516) 742-4343 PJE:DJT:gmj CC:		Dated: October 24, 2002 <table border="1" style="width: 100%; border-collapse: collapse;"><tr><td style="padding: 5px;">I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.</td></tr><tr><td style="padding: 5px; text-align: center;">_____ <i>Signature of Person Mailing Correspondence</i></td></tr><tr><td style="padding: 5px; text-align: center;">_____ <i>Typed or Printed Name of Person Mailing Correspondence</i></td></tr></table>		I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.	_____ <i>Signature of Person Mailing Correspondence</i>	_____ <i>Typed or Printed Name of Person Mailing Correspondence</i>
I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.						
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PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Michiaki Sakamoto

Examiner: Dung T. Nguyen

Serial No.: 09/852,077

Docket: 12873A

Filed: May 9, 2001

Group Art Unit: 2871

For: LIQUID CRYSTAL
DISPLAY DEVICE

Dated: October 24, 2002

FAX RECEIVED**FAX RECEIVED**Assistant Commissioner for Patents
Washington, D.C. 20231

OCT 24 2002

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SUPPLEMENTAL RESPONSE TO REQUIREMENT FOR RESTRICTION

Sir:

Pursuant to the Restriction Requirement imposed in the Official Action dated 11 September 2002, Applicant provisionally elects the claims of Species B, i.e., Claims 42 and 43, as well as generic Claims 26 and 44, for continued prosecution herein. Please disregard Applicant's previous provisional election.

Claims 26 and 28-44 are present in the above-captioned application. Claims 32-39 were withdrawn from consideration pursuant to the Office Action dated 5 December 2001. Claims 26, 28-31 and 40-44 have now been subjected to further restriction under 35 U.S.C. §121.

CERTIFICATION OF FACSIMILE TRANSMISSION

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Dated: October 24, 2002
Gina Johnston

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Specifically, the Official Action avers that the following inventions are present in the claims:

Species A, drawn to a method of manufacturing a liquid crystal display (LCD) comprising the step of forming pretilt angles by light irradiation (claims 28-31 and 40-41).


Species B, drawn to a method of manufacturing a liquid crystal display (LCD) comprising the steps of forming pretilt angles by a rubbing method (claims 42-43).

It is the Examiner's position that the inventions listed as Species A and B are distinct from each other. Claims 26 and 44 are considered generic.

In response to the Examiner's requirement for restriction, Applicant provisionally elects to prosecute the subject matter of Species B, Claims 42 and 43, as well as generic Claims 26 and 44. However, Applicant reserves the right under 35 U.S.C. § 121 to file one or more divisional applications directed to the non-elected claims in this application. As Applicant's previous election has not yet been acted upon, and with the consent of the Examiner pursuant to M.P.E.P., 8th Ed., § 819.01 and the telephone interview held on 24 October 2002, Applicant kindly requests this shift be permitted.

In view of the foregoing, an examination on the merits of the elected claims, at an early date, is earnestly solicited.

Respectfully submitted,


Paul J. Esatto, Jr.
Registration No. 30,749

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